IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE PIUS C.KURIAKOSE

TUESDAY, THE 6TH FEBRUARY 2007 / 17TH MAGHA 1928

WP(C).No. 3934 of 2007(R)

PETITIONERS:

---

1. KERALA VYAPARI VYAVASAYI EKOPANA SAMITHI, PALODE UNIT, THIRUVANANTHAPURAM DISTRICT, REPRESENTED BY ITS GENERAL SECRETARY, SRI.K.S.RAVEENDRAN PILLAI, PRAVEEN CYCLE MART, PALODE, PACHA P.O., THIRUVANANTHAPURAM.

2. N.KRISHNAN, VYSAKH ELECTRONICS, PALODE, PACHA P.O., THIRUVANANTHAPURAM.

BY ADV. SRI.SUNIL JACOB JOSE

RESPONDENTS:

---

1. DISTRICT COLLECTOR & CHAIRMAN, REGIONAL TRANSPORT AUTHORITY, COLLECTORATE, THIRUVANANTHAPURAM.

2. THE SECRETARY, PERINGAMALA GRAMA PANCHAYATH, PERINGAMALA, THIRUVANANTHAPURAM.

R1 BY GOVT.PLEADER SRI.T.B.RAMANI

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 06/02/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

PIUS C. KURIAKOSE, J.

.....

W.P.(C) No.3934 OF 2007

.....

DATED THIS THE 6TH FEBRUARY, 2007

J U D G M E N T

The grievance of the petitioners is that taxi jeeps and other vehicles are being unauthorisedly parked in front of the commercial establishments belonging to 14 members of the 1st petitioner-Kerala Vyapari Vyavasayi Ekopana Samithi, Palode Unit. According to them, neither the Panchayat nor the R.T.A. has given any sanction for parking of the jeeps in front of their shop rooms.

2. I do not propose to consider the genuineness of the above grievance. But Ext.P2 has been submitted by the 1st petitioner-Samithi before the 1st respondent-District Collector who is the Chairman of the R.T.A. also. The 1st respondent will take up Ext.P2, issue notice to the 2nd respondent and take a decision on Ext.P2. If the 1st respondent is inclined to pass any orders stopping parking of vehicles, such orders shall be passed only after hearing the owners or drivers of the vehicles which are being parked. The needful will be done by the 1st respondent at his earliest and at any rate within two months of receiving copy of this judgment. It is needless to mention that before taking a final decision on Ext.P2, the 1st petitioner-Samithi also should be heard.

(PIUS C. KURIAKOSE, JUDGE)

tgl